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I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

BY Julie Jones

DATE 5/18/04

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:
Jürgen BRINKHUES

Conf. No.: 6214

: Group Art Unit: 3761

Appln. No.: 10/706,122

: Examiner: Not Yet Assigned

Filing Date: November 12, 2003

: Atty. Docket No.: 9003-286US(PC02167BUS)

Title: PHARMACEUTICAL SYRINGE PISTON AND METHOD AND DEVICE THEREFOR

TRANSMITTAL OF EXECUTED DECLARATION AND POWER OF ATTORNEY

The above-identified patent application was filed with an executed Declaration and Power of Attorney on November 12, 2003. However, the date of the Foreign Priority Application information was incorrect. Accordingly, submitted herewith is the following for the above-identified application.

- ☒ Substitute Declaration and Power of Attorney.
- ☒ Request for Corrected Filing Receipt. Attached is a marked-up copy of the Filing Receipt showing corrections.
- ☐ Verified English translation of application as filed.
- ☐ Priority document: Certified copy(ies) of patent application No(s)., filed in on from which priority is claimed under 35 U.S.C. § 119.
- ☐ Formal drawings: sheets
- ☐ Information Disclosure Statement, PTO-1449, and cited references.
- ☐ Preliminary Amendment.
- ☐ Nucleotide and/or Amino Acid Sequence Submission, including:
 - ☐ Computer readable copy
 - ☐ Paper Copy
 - ☐ Verified Statement
- ☐ Other:

The following fees are being paid by:

- ☐ Our firm's check(s) enclosed herewith; or
☒ This authorization to charge our firm's **Deposit Account No. 50-1017 (Billing No. 207535.0660)**.

- ☐ Surcharge of [**\$65/\$130**] for late filing Declaration and Power of Attorney.
☐ Surcharge of **\$130** for late filing English translation.
☐ Extension of time fee of . Applicant(s) hereby petition(s) for a month extension of time to file this response.
☐ Filing Fee of calculated as follows:

			SMALL ENTITY			LARGE ENTITY	
CLAIMS	NO. FILED	NO. EXTRA	BASIC FEE: \$385			BASIC FEE: \$770	
Total	-20 =		X9	\$	OR	X18	\$
Independent	- 3 =		X43	\$	OR	X86	\$
<input type="checkbox"/> Multiple Dependent Claims Present			\$145	\$	OR	\$290	\$
			TOTAL	\$	OR	TOTAL	\$

- ☒ Any additional fees required under 37 C.F.R. § 1.16 or § 1.17.
☒ In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

CORRESPONDENCE ADDRESS

May 18, 2004
(Date)

By: Martin G. Belisario
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MGB/vj
Enclosures



Attorney Docket No. 9003-286US(PC 02 167 B US)

DECLARATION AND POWER OF ATTORNEY
(Related Application)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

PHARMACEUTICAL SYRINGE PISTON AND METHOD AND DEVICE THEREFOR

the specification of which is attached hereto and/or was filed on November 12, 2003 as Application No. 10/706,122.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to herein.

I acknowledge the duty to disclose information which is material to patentability in accordance with Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d), of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

FOREIGN PRIORITY APPLICATION(S)

<u>101 22 959.3</u>	<u>Germany</u>	<u>11 May 2001</u>	Priority Claimed <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
(Number)	(Country)	(Day/month/year filed)	
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
(Number)	(Country)	(Day/month/year filed)	

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional patent application(s) listed below and have also identified below any United States provisional patent application(s) having a filing date before that of the application on which priority is claimed:

PROVISIONAL PRIORITY PATENT APPLICATION(S)**Priority Claimed**☐ Yes ☐ No(Application No.)(Filing Date)☐ Yes ☐ No(Application No.)(Filing Date)

I hereby claim the benefit under Title 35, United States Code, Section 120, of any United States application(s), including any international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application or in the prior U.S. provisional application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose information material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56, which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

PCT/EP02/04831May 2, 2002Pending(Application Serial No.)(Filing Date)(Status)—(patented, pending, abandoned)(Application Serial No.)(Filing Date)(Status)—(patented, pending, abandoned)

And I hereby appoint the registered attorneys and agents associated with **AKIN GUMP STRAUSS HAUER & FELD LLP**, Customer No. 000570, as my attorneys or agents with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Address all correspondence to Customer No. 000570, namely, **AKIN GUMP STRAUSS HAUER & FELD LLP**, One Commerce Square, 2005 Market Street, Suite 2200, Philadelphia, Pennsylvania 19103-7013. Please direct all communications and telephone calls to **Martin G. Belisario** at 215-965-1303.

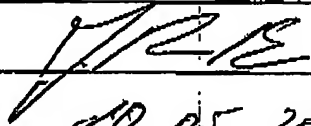
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States

Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of first or
sole inventor

Jürgen BRINKHUES

Inventor's Signature



Date

10.05.2004

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Citizenship

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